

KEVIN V. RYAN (CSBN 118321)
 United States Attorney

MARK L. KROTOSKI (CSBN 138549)
 Chief, Criminal Division

STEPHANIE M. HINDS (CSBN 154284)
 Assistant United States Attorney

450 Golden Gate Avenue, Box 36055
 San Francisco, CA 94102
 Telephone: (415) 436-6816
 Facsimile: (415) 436-6748
 email: stephanie.hinds@usdoj.gov

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO VENUE

UNITED STATES OF AMERICA,)	No. C 05-4185 SC
)	
Plaintiff,)	
)	
v.)	
)	
1. \$250,110 IN UNITED STATES)	STIPULATION REQUESTING STAY
CURRENCY, AND)	OF FORFEITURE PROCEEDINGS
)	
2. REAL PROPERTY AND IMPROVEMENTS)	
AT 166 LOS ROBLES DRIVE,)	
BURLINGAME, CALIFORNIA)	
)	
Defendants.)	

IT IS HEREBY STIPULATED by and between plaintiff United States of America and claimants Eric Cai, Zhoren Cai and CitiMortgage Inc., through undersigned counsel, that this action be stayed pursuant to 21 U.S.C. § 881(j). Eric Cai, who has filed a claim contesting the forfeiture of the defendant property, has been charged by a criminal complaint with drug trafficking and money laundering offenses in the Northern District of California. The underlying criminal activity alleged in the criminal complaint forms, in large part, the basis for the forfeiture allegations in the government's amended complaint for forfeiture. Consequently, the parties agree that a stay in the forfeiture proceeding is appropriate in order to preserve Eric Cai's right against self-incrimination in the related criminal

matter. The parties thus request that matter be stayed pending resolution of the related criminal prosecution against Eric Cai. Accordingly, the parties request that the case management conference currently set for Friday, January 26, 2007, at 10:00 a.m. be vacated and that the matter be set for status on March 16, 2007.

DATED: 01/17/07

/S/
STEPHANIE M. HINDS
Assistant United States Attorney

DATED: 01/17/07

/S/
RANDY MONTASANTO
Attorney for Eric Cai and Zhaoren Cai

DATED: 01/18/07

/S/
MICHAEL H. CHANG
Attorney for CitiMortgage Inc.

IT IS HEREBY ORDERED:

Upon the stipulation of counsel, and good cause appearing, the above-entitled civil forfeiture action is stayed in light of the pending related criminal prosecution of Eric Cai. The case management conference scheduled for January 26, 2007, at 10:00 a.m. is vacated. The matter is continued to March 16, 2007 for status.

DATED: 1/22/07

